REMARKS

Reconsideration and withdrawal of the objection and rejection set forth in the above-mentioned Official Action in view of the foregoing amendments and the following remarks are respectfully requested.

Claims 43-46, 49-52, 61-64, 67, 69 and 71 remain pending in the application, with Claims 43, 49 and 61 being independent. Claims 43-46, 49-52, 61-64, 67, 69, and 71 have been amended herein.

The title has been objected to by the Examiner as not being descriptive and has been amended herein. Accordingly, reconsideration and withdrawal of the objection to the title are respectfully requested.

Claims 43-46, 49-52, 61-64, 67, 69 and 71 were rejected under 35 U.S.C. § 103 as being unpatentable over U.S. Patent No. 6,373,588 (Fischer et al.) in view of U.S. Patent No. 6,512,592 (Simpson et al.). This rejection is respectfully traversed.

The claims have been amended herein to clarify that a plurality of different print-out formats can be printed by adding a command to the header part of a single print job. The changes are proposed to clarify the current claim terminology and are not believed to raise new issues.

Fischer et al. is directed to an image forming device that can receive a print job data stream and detect at least two classes of indicia indicative of a banner page within the data stream. Fischer et al. can yield multiple original copies (a MOPY print job) for a given piece of data, with the copies all having identical print settings. In order to obtain

format-distinct copies of a given piece of data, <u>Fischer et al.</u> thus requires that multiple print jobs be sent. At column 5, lines 28-30, <u>Fischer et al.</u> describes that the data stream is configured with a PJL header followed by multiple PDL pages of data and PJL trailer. However, Applicants submit that <u>Fischer et al.</u> merely indicates resolution, printer description language used, color characteristics, input bin selection, output bin destination, finishing operations selected, page size, page orientation, duplex mode, etc., as examples of a class of indicia which is used to detect a banner page. These separate classes of indicia for detection purposes cannot be construed as different print-out formats from the print data part.

Therefore, <u>Fischer et al.</u> does not disclose or suggest at least enabling printing of a plurality of different print-out formats from a print data part by adding a new command to the header part of a single print job, the single print job including the header part describing a print control command and the print data part described by a print language, as is recited in each of the independent claims.

Applicants submit that <u>Fischer et al.</u> does not sufficiently describe the PJL header command. From the flowchart of Figure 3 and the description at column 7, lines 31-43, the banner page is neither detected nor generated by adding a command to the PJL header.

Thus, <u>Fischer et al.</u> fails to disclose or suggest important features of the present invention recited in the independent claims.

Simpson et al. Was cited for teaching a computer executing a print driver program, but is not believed to remedy the deficiencies of Fischer et al. noted above with respect to the independent claims.

Accordingly, independent Claims 43, 49 and 61 are patentable over the citations of record. Reconsideration and withdrawal of the § 103 rejection are respectfully requested.

For the foregoing reasons, Applicants respectfully submit that the present invention is patentably defined by independent Claims 43, 49 and 61. Dependent Claims 44-46, 50-52, 62-64 and 67, 69 and 71 are also allowable, in their own right, for defining features of the present invention in addition to those recited in their respective independent claims. Individual consideration of the dependent claims is requested.

This Amendment After Final Rejection is an earnest attempt to advance prosecution and reduce the number of issues, and is believed to clearly place this application in condition for allowance. This Amendment was not earlier presented because Applicants earnestly believed that the prior Amendment placed the subject application in condition for allowance. Accordingly, entry of this Amendment under 37 CFR 1.116 is respectfully requested.

Applicants submit that the present application is in condition for allowance. Favorable reconsideration, withdrawal of the objection and rejection set forth in the above-noted Office Action, and an early Notice of Allowability are requested.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

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